

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street
Sacramento, California 95814

Main website: www.energy.ca.gov



In the matter of:)	Docket No. 09-AB 1103-01
)	
2008 Rulemaking of the Nonresidential)	Notice of Committee Workshop
Building Energy Performance Rating)	
System: California Public Resources Code,)	
Section 25402.10)	

Notice of Efficiency Committee Workshop To Discuss the Revised Draft Regulation to Implement AB1103: Nonresidential Building Energy Performance Rating System

The Efficiency Committee of the California Energy Commission is conducting a workshop to discuss the revised draft regulations for the implementation of the energy performance rating disclosure requirements for nonresidential buildings specified in Assembly Bill 1103 (Saldaña, Chapter 533, Statutes of 2007). Commissioner Anthony Eggert is the Presiding Member, and Commissioner Jeffrey D. Byron is the Associate Member of the Efficiency Committee.

MONDAY, MAY 17, 2010

1 p.m.

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street

First Floor, Hearing Room A

Sacramento, California

(Wheelchair Accessible)

Remote Attendance

Web Conferencing - Presentations and audio from the meeting will be broadcast via our WebEx web conferencing system. For details on how to participate via WebEx, please see the "Participation through WebEx" section at the end of this notice.

Purpose

At this workshop, Energy Commission staff will present and facilitate a discussion of:

- Revised draft regulations to implement the benchmarking and rating requirements for nonresidential buildings specified in Assembly Bill 1103 (AB 1103).

- Draft Guidelines to aid nonresidential building owners required to comply with AB1103.
- Concept presentation of the Energy Commission on-line tool to assist nonresidential building owners in completing U.S. Environmental Protection Agency Energy Star Portfolio Manager benchmarking and rating in compliance with AB1103.

These draft documents and on-line tool have been developed in advance of this workshop to provide a foundation for discussion. Comments, either in writing or at the workshop, will be used for their improvement.

Background

AB 1103 established the following requirements in Public Resources Code Section 25420.10:

- (a) On and after January 1, 2009, electric and gas utilities shall maintain records of the energy consumption data of all nonresidential buildings to which they provide service. This data shall be maintained, in a format compatible for uploading to the United States Environmental Protection Agency's Energy Star Portfolio Manager, for at least the most recent 12 months.
- (b) On and after January 1, 2009, upon the written authorization or secure electronic authorization of a nonresidential building owner or operator, an electric or gas utility shall upload all of the energy consumption data for the account specified for a building to the United States Environmental Protection Agency's Energy Star Portfolio Manager in a manner that preserves the confidentiality of the customer.
- (d) On January 1, 2010, an owner or operator of a nonresidential building shall disclose the United States Environmental Protection Agency's Energy Star Portfolio Manager benchmarking data and ratings, for the most recent 12-month period, to a prospective buyer, lessee of the entire building, or lender that would finance the entire building.

Assembly Bill 531 (AB531 Saldaña, 2009) authorized the Energy Commission the authority to establish a more reasonable schedule for building owners to begin disclosing the required benchmarking data and ratings. The revised draft regulations call for the implementation of the disclosure requirements in stages beginning on January 1, 2011.

In January, 2009 the Energy Commission's Efficiency Committee requested that a working group of affected stakeholders be established to provide advice to staff in drafting a set of rules for the implementation of AB 1103. This Working Group has been meeting since March 2009. The Efficiency Committee held a public workshop on August 13, 2009 to receive public input on the initial draft of regulations. Since that workshop, staff has met with the Working Group and has developed revised draft regulations to respond to comments received at this workshop.

Written Comments

Staff will be posting the draft regulations, guideline and on-line tool on the Nonresidential Building Energy Performance Rating System website (www.energy.ca.gov/ab1103/) in advance of the workshop. Participants in the workshop will be able to review the draft regulations, guidelines and online tool once they are posted. Workshop participants are requested to provide written comments on these draft documents and online tool in advance of the workshop.

Written comments on the draft regulations, guideline and online tool are requested to be submitted by 5:00 p.m. on May 12, 2010. Please include the docket number 9-AB 1103-01 and indicate "AB1103 Rulemaking Proceeding" in the subject line or first paragraph of your comments. All written materials relating to this workshop must be filed with the Dockets Office and become part of the public record of this proceeding:

California Energy Commission
Dockets Office, MS-4
Re: Docket No. 10-AB 1103-01
1516 Ninth Street
Sacramento, CA 95814-5512

The Energy Commission encourages comments by e-mail. Please include your organization's name or if you are an individual, your name, in the name of the file, and indicate the docket number 9-AB 1103-01 in subject line and body of the email. Those submitting comments by electronic mail should provide them in either Microsoft Word format or Portable Document Format (PDF) to docket@energy.state.ca.us. One paper copy must also be sent to the Energy Commission's Docket Unit at the above address. If written comments are not provided by e-mail, please hand deliver or mail an original plus 10 paper copies to the above address.

Public Participation

The Energy Commission's Public Adviser's Office provides assistance for public participation in Energy Commission activities. If you want information on how to participate in this Committee Workshop, please contact the Public Adviser's Office at (916) 654-4489 or toll free at (800) 822-6228, by FAX at (916) 654-4493, or by e-mail at PublicAdviser@energy.state.ca.us. If you have a disability and require assistance to participate, please contact Lou Quiroz at (916) 654-5146 at least five days in advance.

Please direct all news media inquiries to the Media and Public Communications Office at (916) 654-4989, or by e-mail at mediaoffice@energy.state.ca.us. If you have questions on the technical subject matter of this forum, please call Joe Loyer, High Performance Buildings and Standards Development Office, (916) 654-4811 or by e-mail at: jmloyer@energy.state.ca.us.

Participation through WebEx, the Energy Commission's on-line meeting service includes the following alternatives:

1. Computer Logon with a Direct Phone Number:

- Please go to <https://energy.webex.com> and enter the unique meeting number **923 598 246**
- When prompted, enter your information and the following meeting password **cec@1516**
- After you login, a prompt will appear on-screen for you to provide your phone number. In the Number box, type your area code and phone number and click OK to receive a call back on your phone for the audio of the meeting. International callers can use the "Country/Region" button to help make their connection.

2. Computer Logon for Callers with an Extension Phone Number, etc.:

- Please go to <https://energy.webex.com> and enter the unique meeting number **923 598 246**
- When prompted, enter your information and the following meeting password **cec@1516**
- After you login, a prompt will ask for your phone number. CLICK CANCEL.
- Instead call 1-866-469-3239 (toll-free in the U.S. and Canada). When prompted, enter the meeting number above and your unique Attendee ID number which is listed in the top left area of your screen after you login. International callers can dial in using the "Show all global call-in numbers" link (also in the top left area).

3. Telephone Only (No Computer Access):

Call 1-866-469-3239 (toll-free in the U.S. and Canada) and when prompted enter the unique meeting number above. International callers can select their number from

<https://energy.webex.com/energy/globalcallin.php>

If you have difficulty joining the meeting, please call the WebEx Technical Support number at 1-866-229-3239. Please be aware that the meeting's WebEx audio and on-screen activity may be recorded.

//signed//_____

Anthony Eggert

Commissioner and Presiding Member
Energy Efficiency Committee

//signed//_____

Jeffrey D. Byron

Commissioner and Associate Member
Energy Efficiency Committee

Mail Lists: 50, 52, 100 and 480